

## RULE IMPACT STATEMENT FOR PERMANENT RULES

### **TITLE 810. OKLAHOMA WORKERS' COMPENSATION COMMISSION CHAPTER 25. WORKERS' COMPENSATION INSURANCE AND SELF INSURANCE**

**A. Brief description of the purpose of the rules:**

The Amendment to 810:25-7-1 reflects changes to 85A O.S. § 40 made by HB 2367 for the enforcement of workers' compensation insurance coverage, specifically related to the cap on penalties for failing to maintain coverage and the Commission's ability to institute certain collection or garnishment proceedings. The amendment also deletes an errant comma in a statutory citation.

The Amendments to 810:25-7-2 also reflects changes to 85A O.S. § 40 made by HB 2367. The proposed rule changes remove restrictions on what the Commission must consider to reduce a penalty, reflects the statutory change in Section 40 that the Commission may intercept an income tax refund, and deletes errant commas in statutory citations, and corrects a grammatical error.

**B. Description of classes of persons who will be affected by the proposed rules:**

The classes of persons to be affected by the proposed rules are workers' compensation system participants, including employers, insurance carriers, and third party administrators who are subject to the Administrative Workers' Compensation Act, in addition to individuals who request records from the Workers' Compensation Commission.

**C. Description of the classes of persons who will benefit from the proposed rules:**

The classes of persons who will benefit are employees, employers, self-insured entities, third-party administrators, insurance carriers and agents, and public records requestors.

**D. Description of the probable economic impact of the proposed rules:**

No economic impact is anticipated.

**E. Description of probable costs and benefits to the agency:**

There are no probable costs associated with implementing these amendments. The proposed rules would benefit the Commission and workers' compensation system participants by clarifying existing rules and establishing procedures to implement recently enacted statutory directives.

**F. Determination of economic impact on political subdivisions:**

The proposed rules will not have an economic impact on political subdivisions or require their cooperation in implementing or enforcing the rules.

**G. Determination of adverse economic impact on small business:**

The proposed rules will not have an adverse effect on small businesses as provided by the Oklahoma Small Business Regulatory Flexibility Act.

**H. Explanation of measures to minimize compliance costs:**

The proposed rules will not increase compliance costs. There are no less costly or non-regulatory methods or less intrusive methods.

**I. Determination of effect on public health, safety and environment:**

There will be no effect on the public health, safety, or the environment.

**J. Determination of any detrimental effect on public health, safety and environment:**

There is no detrimental effect on the public health, safety, or the environment from the non-implementation of these rules.

**K. Date of Impact Statement Preparation:** February 4, 2020.